

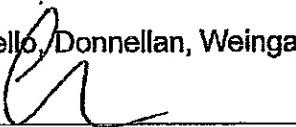
<p>THE UNITED STATES OF AMERICA for the use and benefit of J. SCADUTO &amp; SON, INC.,</p> <p>Plaintiff,</p> <p>v.</p> <p>LIBERTY MUTUAL INSURANCE CO. and AGENCY CONSTRUCTION CORP.,</p> <p>Defendants.</p>	<p>UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK</p> <p>Civil Action No. 08 CV 01885 (GEL) "ECF Case"</p>
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NOTICE OF VOLUNTARY DISMISSAL PURSUANT TO F.R.C.P. 41(a)(1)(A)(i)

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiff J. Scaduto & Son, Inc., and/or its counsel, hereby give notice that its claims in the above-captioned action against Agency Construction Corp. and Liberty Mutual Insurance Co. are voluntarily dismissed with prejudice, and Plaintiff-in-Counterclaim Agency Construction Corp., and or its counsel, hereby gives notice that its counterclaims in the above-captioned action against J. Scaduto & Son, Inc. are voluntarily dismissed without prejudice. Each party shall be responsible for paying its own costs.

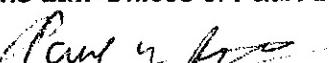
Dated: August 26, 2008

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